

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS
WORCESTER DIVISION

JOHN C. DEMATOS, et. al.,)	
)	
Plaintiff,)	CIVIL ACTION
v.)	NO. 05-10372-JLA
)	
MARSHALL S. HAZARD, et. al.,)	
)	
Defendant.)	

AMENDED NOTICE OF AND ORDER REGARDING MEDIATION

In accordance with the Allowed Motion to Continue the Alternative Dispute Resolution Hearing dated November 23, 2005, the parties are hereby notified that the court has scheduled a mediation conference for **Wednesday, December 28, 2005, at 9:00 A.M.** in The United States District Court in **Worcester**, Courtroom #1 on the 5th Floor. Counsel are directed to be present with their respective clients or representatives thereof with full settlement authority.

In addition, each party shall submit a **brief** memorandum addressing the party's position on the merits of the case and on settlement. This should be filed with Chief Judge Swartwood's Clerk by e-mail at lisa_roland@mad.uscourts.gov **no later than one (1) day before the conference.** The memorandum should be marked "Confidential - Not for Docketing" and will be held in confidence by the Court.

If any party believes that the case is not ready for mediation at this time, please notify opposing counsel and the court as soon as possible.

DATED: December 12, 2005

/ s /Charles B. Swartwood, III
Charles B. Swartwood, III
Chief Magistrate Judge